

NOTICE OF CORRECTION
Resolution No. R-04-412
Published August 13, 2004
Corrected and Republished September 27, 2004

The publication on August 13, 2004 of Resolution No. R-04-412 of the City of Wichita, Kansas regarding the advisability of construction of Storm Sewer Drain # 214, 468-83694, (North of 37th Street North, East of Tyler) contained several errors. Resolution should have read as follows:

RESOLUTION NO. 04-412

RESOLUTION OF FINDINGS OF ADVISABILITY AND RESOLUTION AUTHORIZING IMPROVING **STORM WATER DRAIN NO. 214, (NORTH OF 37TH STREET NORTH, EAST OF TYLER) 468-83694**, IN THE CITY OF WICHITA, KANSAS, PURSUANT TO FINDINGS OF ADVISABILITY MADE BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS.

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS, THAT THE FOLLOWING FINDINGS AS TO THE ADVISABILITY OF IMPROVING **STORM WATER DRAIN NO. 214, (NORTH OF 37TH STREET NORTH, EAST OF TYLER) 468-83694**, IN THE CITY OF WICHITA, KANSAS, ARE HEREBY MADE TO-WIT:

SECTION 1. That Resolutions No. **03-475** adopted on **September 9, 2003**, and **04-291** adopted on **June 8, 2004**, are hereby rescinded.

SECTION 2. That it is necessary and in the public interest to improve **Storm Water Drain No. 214, (north of 37th Street North, east of Tyler) 468-83694**.

SECTION 3. That the cost of said improvements provided for in Section 1 hereof is estimated to be **Two Hundred Thirty-eight Thousand Dollars (\$238,000)** exclusive of the cost of interest on borrowed money, with **100** percent payable by the improvement district. Said estimated cost as above set forth is hereby increased at the pro-rata rate of 1 percent per month from and after **May 1, 2004**, exclusive of the costs of temporary financing.

SECTION 4. That all costs of said improvements attributable to the improvement district, when ascertained, shall be assessed against the land lying within the improvement district described as follows:

AVALON PARK

Lots 1 thru 52, Block 1
Lots 1 thru 13, Block 2
Lots 1 thru 18, Block 3
Lots 1 thru 25 and 28, Block 4

UNPLATTED TRACT "A"

A TRACT OF LAND IN THE S.W. 1/4 OF SECTION 28, TWP 26S, R1W OF THE 6TH P.M. MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE N.W. CORNER OF THE S.W. 1/4 OF SECTION 28, TWP 26S, R1W; THENCE N89°35'24"E ALONG THE NORTH LINE OF SAID S.W. 1/4, A DISTANCE OF 2648.23 FEET TO THE N.E. CORNER OF SAID S.W. 1/4; THENCE S00°05'39"E ALONG THE EAST LINE OF SAID S.W. 1/4 OF A DISTANCE OF 1051.50 FEET; THENCE N68°57'41"W A DISTANCE OF 240.03 FEET; THENCE S89°34'48"W A DISTANCE OF 577.02 FEET; THENCE S63°56'27"W A DISTANCE OF 446.77 FEET; THENCE S54°54'34"W A DISTANCE OF 64.00 FEET; TO THE P.C. OF A CURVE WITH A CHORD BEARING OF N36°89'58"W, ALONG THE CURVE TO THE LEFT WITH A RADIUS OF 968.00 FEET, THROUGH A CENTRAL ANGLE OF 2°09'05" AN ARC DISTANCE OF 36.34 FEET; THENCE S50°37'46"W A DISTANCE OF 728.44 FEET; THENCE N39°22'14"W A DISTANCE OF 1277.82 TO THE WEST LINE OF SAID S.W. 1/4; THENCE N00°00'00"E ALONG SAID WEST LINE A DISTANCE OF 628.57 FEET TO THE POINT OF BEGINNING, EXCEPT FOR ROAD RIGHT OF WAY ON TYLER TOAD.

SECTION 5. That the method of apportioning all costs of said improvements attributable to the improvement district to the owners of land liable for assessment therefore shall be on a **fractional** basis:

That said Lots 1 thru 27, Block 1; and Lots 1 thru 6, Block 2, shall each pay 745/238,000 of the total cost; Lots 28 thru 35, Block 1, shall each pay 2,569/238,000 of the total cost; Lots 36 thru 41, Block 1; Lots 7 thru 12, Block 2; and Lots 1 thru 11 and 28, Block 4, shall each pay 964/238,000 of the total cost; Lots 42 thru 45, Block 1, shall each pay 3,888/238,000 of the total cost; Lots 46 thru 52, Block 1, shall each pay 3,496/238,000 of the total cost; Lot 13, Block 2; Lots 1 thru 6, Block 3; and Lots 21 thru 25, Block 4, shall each pay 425/238,000 of the total cost; Lots 7 thru 18, Block 3; and Lots 12 thru 20, Block 4, shall each pay 1,117/238,000 of the total cost; Unplatted Tract "A" shall pay 101,146/238,000 of the total cost payable by the improvement district.

Except when driveways are requested to serve a particular tract, lot, or parcel and shall be in addition to the assessment for other improvements. Where the ownership of a single lot is or may be divided into two or more parcels, the assessment to the lot so

divided shall be assessed to each ownership or parcel on a square foot basis.

KAREN SUBLETT, CITY CLERK

(SEAL)